

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>ENVIRONMENTAL CONSTRUCTION SERVICES, INC., <i>et al.</i></b>	:	<b>CIVIL ACTION</b>
	:	
<i>Plaintiffs</i>	:	<b>NO. 19-3477</b>
	:	
v.	:	
	:	
<b>DOMINIC MENTA, <i>et al.</i></b>	:	
<i>Defendants</i>	:	

**ORDER**

**AND NOW**, this 22<sup>nd</sup> day of April 2022, upon consideration of Plaintiffs/Third-Party Defendants' *motion for partial summary judgment*, [ECF 100], Defendants/Third-Party Plaintiffs' opposition thereto, [ECF 102], and Plaintiffs/Third-Party Defendants' reply, [ECF 110], and for the reasons set forth in the accompanying Memorandum Opinion, it is hereby **ORDERED** that:

- (1) Plaintiffs/Third-Party Defendants' motion is **GRANTED** with respect to Counts I, II, III, and IV of the Second Amended Third-Party Complaint;
- (2) Plaintiffs/Third-Party Defendants' motion is **GRANTED** with respect to the breach of contract claims that accrued prior to November 1, 2015, at Count I of the Third Amended Counterclaims and Count XIV of the Second Amended Third-Party Complaint; and
- (3) Plaintiffs/Third-Party Defendants' motion is **DENIED** in all other respects.

**BY THE COURT:**

/s/ Nitza I. Quiñones Alejandro  
**NITZA I. QUIÑONES ALEJANDRO**  
*Judge, United States District Court*